Subscribed and sworn to before me by Lawrence E. Gardner, this 7th day of March, 1968.

NOTARIAL SEAL

Genevieve R. Lubbers Notary Public in and for Polk County, Iowa.

Lawrence E. Gardner To The Public

#388 I.M.M. Fee $1.50

Filed for record the 11 day of March A. D. 1968 at 4:40 o'clock P.M. Mary E. Welty, Recorder

AFFIDAVIT OF POSSESSION

TO WHOM IT MAY CONCERN:
STATE OF IOWA POLK COUNTY) ss.

The undersigned first being duly sworn (or affirmed) upon oath deposes and states: That Lawrence E. Gardner is now the record titleholders of the real estate, the description of which is attached hereto and by this reference made a part hereof.

All that part of the East Half (E½) of the Northeast Quarter (NE¼) of Section Thirty-three (33) and of the West Half (W½) of the Northwest Quarter (NW¼) of Section Thirty-four (34) which lies South of the right of way of the Chicago, Rock Island & Pacific Railway Company across the same, and a right of way commencing on the South line of the public highway at a point 625 feet East of the Northwest corner of said East Half (E½) of the Northeast Quarter (NE¼) of Section Thirty-three (33) and running thence South 480 feet to the right of way of said Railway Company, thence East 28 feet, thence North 480 feet to the south line of said Public Highway, thence West 28 feet to the point of beginning; the Southeast Quarter (SE¼) of the Northwest Quarter (NW¼) and the Northeast Quarter (NE¼) of the Southwest Quarter (SW¼) except 5 acres South of Middle River; the East One-fourth (E¼) of the Northwest Quarter (NW¼) of the Southwest Quarter (SW¼) and the Southwest Quarter (SW¼) of the Northeast Quarter (NE¼) and Lots 1, 2, 3 and 4 of the Subdivision of the Southeast Quarter (SE¼) as shown by plat thereof recorded on page 337 of Deed Record 8, of the records of Madison County, Iowa, and a strip of land 25 feet wide off the West and Southsides of the Northeast Quarter (NE¼) of the Northwest Quarter (NW¼) except that part thereof included in the right of way of the Chicago, Rock Island & Pacific Railway Company intersecting the same of Section Thirty-four (34); all in Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa

A strip of land formerly owned by the Chicago, Rock Island & Pacific Railway Company running Easterly and Westerly through the Northwest Quarter (NW¼) of the Northeast Quarter (NE¼) and the Northeast Quarter (NE¼) of the Northwest Quarter (NW¼) of said Section Thirty-four (34), and the Southerly half of said strip of land through the Northwest Quarter (NW¼) of the Northwest Quarter (NW¼) of said Section Thirty-four (34) and through the Northeast Quarter (NE¼) of the Northeast Quarter (NE¼) of Section Thirty-three (33); all in Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M. Madison County, Iowa.

Also

All that part of the Northwest Quarter of the Southwest Quarter of Section 35, in Township 76 North, Range 27, West of the 5th P.M., Madison County, Iowa, containing 2 acres, more or less, and lying and being North and West of the center of the main channel of Middle River.

That said Lawrence E. Gardner are now in complete actual and sole possession of all of said real estate except as may be herein stated, and that they and their predecessors (who held record title thereof) in the recorded chain of title under which they claimed and claim ownership and the right to possession of the said real estate have been, since prior to January 1, 1950, in continuous, actual, visible, open, notorious, exclusive and unquestioned possession thereof, under color of title and claim of right to the exclusive possession as against the world and have improved said property and paid the taxes thereon; that neither the title nor the right to possession of said titleholders or any of those under whom they claim have been disputed or openly attacked by any one. That this affidavit is made from the personal knowledge of the undersigned who is familiar with said real estate, its titleholders and its parties in possession; and is for the purpose of confirming title to the above described real estate under the provisions of Section 614.17 I.C.A., and other statutes relative thereto.

Words and phrases herein, including jurat and marginal entry hereof, shall be construed as in the singular or plural number, and as masculine, feminine or neuter gender, according to the context.

Dated this 7th day of March, 1968.

Lawrence E. Gardner
Lawrence E. Gardner
Affiant

Subscribed in my presence and sworn to (or affirmed) before me by the said affiant this 7th day of March, 1968.

(Notarial Seal)

Genevieve R. Lubbers Notary Public in and for said County
Genevieve R. Lubbers.

POWER OF ATTORNEY

The undersigned, owner in possession of said property as above stated, hereby directs that this affidavit be filed of record and hereby appoints the County Recorder of the County wherein said land is situated as the authorized attorney in fact to file same.

Lawrence E. Gardner
Lawrence E. Gardner Owner in Possession

State of Iowa, Polk County, ss.

On this 7th day of March, 1968, before me, the undersigned, a Notary Public in and for said County, in said State, personally appeared Lawrence E. Gardner, to me known to be the identical person named in and who executed the within and foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed.

(Notarial Seal)

Genevieve R. Lubbers Notary Public in and for said County.
Genevieve R. Lubbers

MARGINAL ENTRY

State of Iowa, County of Madison, ss:

The undersigned Recorder in and for said County in the State aforesaid, hereby certifies that the foregoing affidavit was filed in the said Recorder's Office by the owner in possession as named in said affidavit or by his attorney in fact as shown by the records; and duly recorded and entered on the records thereon on the 11 day of March, 1968.

COMPARED

Mary E. Welty, Recorder

Farmers Coop Asso. Winterset, Plaintiff
vs
Dale & Wanda Welch, Defendant

#404

Fee $2.00 I.M.M.

Filed for record the 13 day of March A. D. 1968 at 9:38 o'clock A.M.

Mary E. Welty, Recorder

(Photo Copy)

SHERIFF's LEVY

Farmers Cooperative Association of Winterset, Iowa Plaintiff
vs.
Dale Welch and Wanda Welch, Defendant

No. - Docket No. - Page No. -

To: Dale Welch, Wanda Welch, Gerald Weeks and Velma Weeks

I hereby certify that the annexed General Execution came into my hands the 12th day of March, 1968 at 2:30 o'clock P.M., and by virtue thereof on the 12th day of March, 1968, at 4:30 o'clock P.M., I levied on the following described property as the property of the said defendant, to-wit: All of the Defendant's right, title and interest in and to the real estate legally described as:

The North one-half of the Northeast Quarter of Section Two, Township Seventy-Four North, Range Twenty-Nine West of the 5th P. M. and the South one-half of the Southeast Quarter of Section Thirty-Five Township Seventy-Five North, Range Twenty-nine West of the 5th P. M. Madison County, Iowa
and
All the Defendant's right, title and interest in a real estate contract involving the above described real estate, which contract is between Gerald Weeks and wife and Dale Welch and wife, is dated March 12, 1964 and is recorded in Deed Record 93 at page 507, filed for record on the 28th day of September, 1965.

Encumbrance Book No. "C" Page No. 32.

Rex Rouse, Sheriff
Rex Rouse

Received the - -day of - - 19- - of - - Sheriff, the above described property for care and custody until further orders of the Sheriff.

- - - - - Custodian.

COMPARED

This [illegible] having been paid in full, I hereby release and discharge the same of record this 5th day of April 1968
Witnessed by [illegible]
Mark E. Welty Recorder